IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15515 of 2008
MD.SOYEB @ GUDDU MIAN @ SOYEB MIAN
Versus
STATE OF BIHAR
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4 15.7.2008 Heard the parties.

The petitioner is an accused in a case under section 392 of the Penal Code.

Learned counsel for the petitioner submits that co-accused Mithilesh Yadav @ Mithu has been granted bail by this court on 11.4.2008 in Cr. Misc. No. 5897/2008. This court has granted bail on the ground that he was not named in the F.I.R. and that T.I. parade has not been held.

According to paragraph no.23 of the case diary, the petitioner was arrested by the police during a raid and he has accepted that he was involved in the crime. There is no confessional statement of the petitioner in the case diary. However, it appears that the petitioner is accused in as many as ten cases, including a case under sections 302, 364, 386 and 399 of the Penal Code. In this case, however, apart from the statement at paragraph 23 of the case diary, there is no material against the petitioner to suggest that he was involved in this particular case.

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Considering the aforesaid facts, the petitioner Md. Soyeb @ Guddu Mian @ Soyeb Mian is directed to be released on bail in Katihar Town PS Case No. 410/2005 on furnishing bail bond of rupees ten thousand with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Katihar.

haque **(Sheema Ali Khan, J.)**